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Date: Dec. 9, 2004

Must Be Sent By:

To: USPTO, GAU1764

Fax No: (703) 872-9306

Company: Examiner DANG

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From: H-P Hoffmann

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Comments:

S/N 09/938,122

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PTO/SB17 (12-04)
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Effective on 12/09/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Complete if Known	
		Application Number	09/938, 122
		Filing Date	August 23, 2001
		First Named Inventor	Tembe
		Examiner Name	Thuan D. DANG
TOTAL AMOUNT OF PAYMENT (\$)		Art Unit	1764
		Attorney Docket No.	INPC-101

METHOD OF PAYMENT (check all that apply)

☐ Check
 ☐ Credit Card
 ☐ Money Order
 ☐ None
 ☒ Other (please identify):

☒ Deposit Account
 Deposit Account Number: 03-395
 Deposit Account Name: Pillsbury Winthrop LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below
 ☐ Charge fee(s) indicated below, except for the filing fee

☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17
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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims - 20 or HP = x =
 HP = highest number of total claims paid for, if greater than 20

Indep. Claims - 3 or HP = x =
 HP = highest number of independent claims paid for, if greater than 3

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50 =	(round up to a whole number) x	=	

4. OTHER FEE(S)

	Fee Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)	
Other:	

SUBMITTED BY

Signature	<i>Hans Peter G. Hoffmann</i>	Registration No. (Attorney/Agent)	37, 352	Telephone	203 965-8271
Name (Print/Type)	HANS-PETER G. HOFFMANN			Date	Dec 9, 2004

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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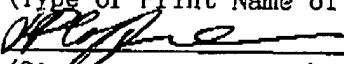
APPLICANT(S):	Tembe <i>et al.</i>	GROUP ART UNIT:	1764
APPLICATION SERIAL NO.:	09/938,122	EXAMINER:	Thuan D. Dang
FILING DATE:	August 23, 2001	ATTORNEY DOCKET NO.:	INPC-101
TITLE OF APPLICATION:	PROCESS FOR THE PREPARATION OF LINEAR LOW MOLECULAR WEIGHT OLEFINS BY THE OLIGOMERIZATION OF ETHYLENE		

CERTIFICATE OF FACSIMILE TRANSMITTAL

I hereby certify that this paper (along with any referred to as being deposited) was transmitted to Facsimile number 703-872-9306 of Group Art Unit 1624 on the date shown

Hans-Peter G. Hoffmann

(Type or Print Name of Mailer)

Date: December 9, 2004
(Signature of Mailer)

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner. This paper is submitted along with a petition for extension of time for the response, to the final rejection of June 9, 2004.

The Applicant herewith authorizes the Commissioner to charge the requisite fee in connection with this Notice to Deposit Account No. 03-3975.

Petition for Extension of Time

Applicants request a three month extension of time to respond to final rejection, up to and including December 9, 2004. The Commissioner is authorized to charge the requisite fee to Deposit Account No. 03-3975.

REMARKS

As may be seen in the attached document copies, a Notice of Appeal was filed in the United States Patent Office on November 9, 2004 with the appropriate authorization for fee payment, by transmittal to the Facsimile Phone No. 571-273-0299 (Feinberg Office. This number was used on advice from the USPTO personnel after numerous failed attempts to transmit the documents to Facsimile No. 571-273-0052. Mr. Feinberg called the undersigned Agent for Applicants that the documents would be forwarded to the appropriate GAU. However, since the record in PAIR does not show such receipt of filing, and in order to avoid inadvertent abandonment of the application, please consider the presently submitted Notice as a timely replacement, if necessary.

Respectfully submitted,

Dated: December 9, 2004.



Hans-Peter G. Hoffmann, PhD
Reg. No. 37,352
PILLSBURY WINTHROP LLP
No. 0909

attachments

** JOB STATUS REPORT

AS OF NOV 09, 15:16

PAGE: 01
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SACRAMENTO	From:	Hans-Peter G. Hoffmann	Phone No: (203) 965-8271
SAN DIEGO	User No:		C/M No: INPC-101
SAN FRANCISCO			029034-0281611
SILICON VALLEY	Comments:		
SINGAPORE	Re:	U.S. Patent Application S/N 09/938,122	
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PTO/SB/17 (10-04v2)

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FEE TRANSMITTAL
for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 770.00**Complete if Known**

Application Number	09/938,122
Filing Date	August 23, 2001
First Named Inventor	Gopal Laxman Tembe
Examiner Name	Thuan D. Dang
Art Unit	1764
Attorney Docket No.	INPC-101

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☒ Other ☐ None☒ Deposit Account:Deposit Account Number
Deposit Account Name

03-3975

Pillsbury Winthrop LLP

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☐ Charge any additional fee(s) or any underpayment of fee(s)☒ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 790	2001 395	Utility filing fee	
1002 350	2002 175	Design filing fee	
1003 550	2003 275	Plant filing fee	
1004 790	2004 395	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$) **2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20	
1201 68	2201 44	Independent claims in excess of 3	
1203 300	2203 150	Multiple dependent claim, if not paid	
1204 68	2204 44	** Reissue independent claims over original patent	
1206 18	2205 9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$)

**or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 620*	1804 620*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	430.00
1252 430	2252 215	Extension for reply within second month	
1253 880	2253 490	Extension for reply within third month	
1254 1,530	2254 765	Extension for reply within fourth month	
1255 2,080	2255 1,040	Extension for reply within fifth month	
1401 340	2401 170	Notice of Appeal	340.00
1402 340	2402 170	Filing a brief in support of an appeal	
1403 300	2403 150	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,370	2453 685	Petition to revive - unintentional	
1501 1,370	2501 685	Utility issue fee (or reissue)	
1502 480	2502 245	Design issue fee	
1503 680	2503 330	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1506 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 790	2809 395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 790	2810 395	For each additional invention to be examined (37 CFR 1.129(b))	
1801 790	2801 395	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 770.00**SUBMITTED BY**

Name (Print/Type)	Hans-Peter G. Hoffmann	Registration No. (Attorney/Agent)	37,352	Telephone	203-865-8271
Signature	<i>Hans-Peter G. Hoffmann</i>	Date	November 9, 2004		

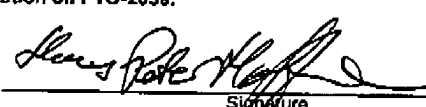
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PTO/SB/31 (09-04)

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) INPC-101	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____		In re Application of Gopal Laxman Tembe	
Signature _____		Application Number 09/938,122	Filed August 23, 2001
Typed or printed name _____		For Process For The Preparation of Linear Low Molecular Weight...	
		Art Unit 1764	Examiner Thuan D. Dang
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.			
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))		\$ _____	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$ _____	
<input type="checkbox"/> A check in the amount of the fee is enclosed.			
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.			
<input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.			
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>03-3975</u> . I have enclosed a duplicate copy of this sheet.			
<input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.			
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.			
I am the			
<input type="checkbox"/> applicant/inventor.		Signature	
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)		Hans-Peter G. Hoffmann	
		Typed or printed name	
<input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>37,352</u>		203-965-8271	
		Telephone number	
<input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number (if acting under 37 CFR 1.34, _____)		November 9, 2004	
		Date	
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.			
<input checked="" type="checkbox"/> *Total of <u>3</u> forms are submitted.			

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